



Docket No.: 0057-2534-2YY DIV

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TC 2800 MAIL ROOM

AF/2823

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ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

ATTORNEYS AT LAW

RE: Application Serial No.: 09/429,283
Applicants: Shuichi UENO, et al.
Filing Date: October 28, 1999
For: SEMICONDUCTOR DEVICE AND METHOD OF
MANUFACTURING THE SAME
Group Art Unit: 2823
Examiner: George R. Fourson, III

#19
7/31/02
JWS

SIR:

Attached hereto for filing are the following papers:

SUPPLEMENTAL APPEAL BRIEF (in triplicate)

Our check in the amount of _____ is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
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0057-2534-2YY DIV



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

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TC-2800 MAIL ROOM

IN RE APPLICATION OF:

Shuichi UENO et al.

: GROUP ART UNIT: 2823

SERIAL NO: 09/429,283

:

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: EXAMINER: G. FOURSON, III

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SUPPLEMENTAL APPEAL BRIEF

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

REMARKS

Further to the arguments presented in its May 20, 2002 appeal brief, Applicants respectfully point out that the application of the Size reference was improper in the "final action" because Applicants had not amended the claims in the prior office action. Moreover, there was no PTO-892 listing Size and the Size reference was not attached to the Office Action.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



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